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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

JOHN FLAXEL, an individual;

Plaintiff,

V.

RICHARD SIMPSON, an individual and as officer and director of corporate entities; DENNIS PEARSON, an individual and as officer and director of corporate entities; M & A CAPITAL ADVISORS, LLC., a California Limited Liability Company; M & A CAPITAL ADVISORS, LLC., a Nevada Limited Liability Company; PAC-WEST ACQUISITIONS, INC., a California Corporation; INTRA-NETWORK SECURITIES, INC., a California Corporation; and XO FINANCIAL GROUP, a California and Nevada Corporation;

Defendants.

Case No. 08 CV 0200 L NLS

**NOTICE OF VOLUNTARY
DISMISSAL WITHOUT
PREJUDICE**

NOTICE IS HEREBY GIVEN that pursuant to Fed.R.Civ.Pro. 41(a), Plaintiff, JOHN FLAXEL, voluntarily dismisses the above-captioned action without prejudice as to all Defendants. There have been no appearances by any Defendants.

DATED: April 22, 2008

MCCULLOGH & ASSOCIATES, APC.

By: /s/ R. Patrick McCullough
R. Patrick McCullough
Susan K. Chelsea
Attorneys for Plaintiff, John Flaxel